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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
08/978,635	11/25/1997	ELAZAR RABBANI	ENZ-53(DIV4)	4641
28171	7590	01/30/2006	EXAMINER	
ENZO BIOCHEM, INC. 527 MADISON AVENUE (9TH FLOOR) NEW YORK, NY 10022			SCHULTZ, JAMES	
			ART UNIT	PAPER NUMBER
			1635	
DATE MAILED: 01/30/2006				

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT

PAPER

20051229

DATE MAILED:

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Commissioner for Patents

This communication replaces and supercedes the Notice of Non-Responsive Amendment mailed 4 January 2006, which inadvertently omitted the period for response. This action is corrective of that, and is otherwise identical to the aforementioned Notice.

The reply filed on 24 October 2005 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): The Petition to Revive an unintentionally abandoned application has been granted. However, numerous Notices of Non-Compliance were subsequently necessitated due to failure to improperly identify the status of subsequent claim amendments. The claim amendment most recently submitted, that of, is in compliance with 37 CFR 1.121, however it contains claim amendments for which there is no relevant request for reconsideration, and thus is not compliant with 37 CFR 1.111, because it is not indicated why the instantly pending claims are distinctive over the prior art and otherwise in compliance with 35 USC 112. While a request for reconsideration was submitted with the aforementioned Petition to Revive, said request references earlier claim amendments that are no longer present in the instant claims set. For example, the request for reconsideration submitted with the Petition to Revive argues the benefits of non-native introns, which are not claimed anywhere in the instant claims. Correction is required.

See 37 CFR 1.111.

Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**


J.D. SCHULTZ, P.E.D.
PATENT EXAMINER